IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO. 42 OF 2005

SHRI SHASHI PANJIKAR, PONDA GOA. ....Appellant

Versus

SMT.NANDA S.PARULEKAR AND ANR., ...Respondents

Shri V.A. Lawande for the appellant.

Mr. Joseph S. Vaz for the respondents.

Coram:- SMT. RANJANA DESAI, J.

Date:- 28th June, 2006

P.C.:-

Heard Mr. Lavande, the learned counsel for the appellant and Mr. Vaz, the learned counsel for the respondents.

The appellant and the respondents are present in the court. On instructions from the appellant and the respondents, the learned counsel agree for modification of the decree passed by the courts below as under :

(a) The appellant is entitled to put up construction on Plot No.3.

(b) The appellant shall not interfere with the suit access of 5 meter width.

(c) The construction put up on Plot No.3 shall be carried out in terms of the building regulations.

The decree is modified accordingly and the appeal is disposed of.

SMT. RANJANA DESAI, J.

AJN